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November 3, 2005

**VIA ELECTRONIC FILING AND HAND DELIVERY**

The Honorable Gregory M. Sleet  
United States District Court for  
the District of Delaware  
844 King Street  
Wilmington, Delaware 19801

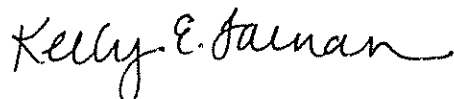
Re: **Applera Corp., et al. v. Thermo Electron Corp., C.A. No. 04-1230-GMS**

Dear Judge Sleet:

Pursuant to District of Delaware Local Rule 7.1.4, Defendant Thermo Electron Corporation ("Thermo") respectfully requests that Your Honor hear oral argument on Defendant Thermo Electron Corporation's Motion for Leave to File an Amended Answer and Counterclaims. With the filing of Thermo's Reply Brief on October 31, 2005, the parties have concluded briefing on the Motion.

If Your Honor has any questions, counsel remains available at the Court's convenience.

Respectfully,



Kelly E. Farnan (#4395)

KEF:kef

cc: Clerk of the Court (via electronic filing)  
Josy W Ingersoll, Esq. (via electronic filing and hand delivery)